

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS
WESTERN DIVISION**

FILED
CLERK'S OFFICE

**VINCENT GILLESPIE,
AND DOES 1-100**

vs.

CASE NO. 3:03-cv-30196-MAP

ELI LILLY AND COMPANY

U.S. DISTRICT COURT
DISTRICT OF MASS.

MOTION FOR CONTINUANCE

Plaintiff Vincent Gillespie ("Vincent") hereby moves the court for an extension of time regarding the date by which he is to submit his reply to the Defendant's Motion for Judgment on the Pleadings and Motion to Dismiss. The current due date is December 8th, 2003.

The reason for the request is that he has not been able to spend adequate time in preparing his response due to issues which arose recently in the probate court. There is a petition to remove the executrix of Gregory Gillespie's ("Greg") estate in the probate court and part of the reason for this petition is that the executrix is selling off the paintings in the estate in a manner inconsistent with the terms of the will and inconsistent with Greg's stated wishes. (Greg was an artist, a painter.) A show of Greg's work just recently commenced at the Nielsen Gallery in Boston on December 6th, 2003 (see attached page from the Nielsen Gallery's website). On account of the danger of the executrix selling off paintings in violation of the terms of the will at this show Vincent was compelled to spend time preparing material pertaining to the petition to remove the executrix and a summary judgment motion in that case, which was finally submitted to the probate court on 11/26/03 (that court has not yet ruled on these motions), and to addressing material misrepresentations contained in the executrix's pleadings submitted to the probate court on 11/26/03. (Vincent was urging his attorney to submit an additional pleading pointing out these misrepresentations to the probate court.) Even though Vincent has an attorney in the probate court he has an active role in assisting the attorney by providing him with pertinent evidence and information. On account of all of this Vincent was unable to spend adequate time in preparing his response to Eli Lilly and Company's Motions in the US District Court.

Vincent spoke with Michelle Mangrum, attorney for Eli Lilly and Company, on 12/5/03 by phone and indicated that he wanted a three week continuance. She indicated that she would assent to a two week continuance but did not want a continuance longer than that.

WHEREFORE Vincent requests that the court grant a continuance of at least two weeks, but preferably three weeks, for him to submit his response to Eli Lilly And Company's Motions.

Respectfully submitted,

Vincent Gillespie

VINCENT GILLESPIE

Pro Se

P. O. Box 741

Northampton, MA 01061

Tel No.: (413) 695-3637

December 8th, 2003

NIELSEN

G A L L E R Y

Exhibitions

[Home](#)
[Exhibitions](#)
[Available](#)
[Inventory](#)
[Collector's](#)
[Corner](#)
[Newsletter](#)
[Info](#)
[Map/Directions](#)
[Contact Us](#)

December 6, 2003-
January 17, 2004

January 24 -
February 28, 2004

October 25 -
November 29,
2003

November 1, 2003

September 13-
October 18, 2003

June 14-August 2,
2003

May 10 - June 7,
2003

March 29 - May 3,
2003

February 22 -
March 22, 2003

January 11-
February 15, 2003

December 7, 2002

Current Exhibition

Gregory Gillespie: Demons and Paradise
Director's Choice:
Stuart H. Williams, Self-Taught Artist

Upcoming Exhibitions

The Self-Reliant Spirit, Works by: Gregory
Amenoff, Jake Berthot, Ralph Albert Blakelock,
Marsden Hartley and Albert York
Selected Works on Paper by Bill Jensen from the
Collection of David and Sue Workman

Archives

Artists Without Borders: Work by Mary Frank, Leon
Golub, Mildred Howard,
Sam Messer, Joan Snyder, Duane Slick, Nancy
Spero, Tanya Steinberg, John Walker and others

Gallery Talk: Duane Slick at 3 p.m.

A Parable in Mark and Ritual:
Work by Porfirio DiDonna

Summer Surprises at Nielsen

Gallery I: Jane Smaldone: Portraits and Still Lifes
Gallery II: Jon Imber: Irish Interlude

Christopher Wilmarth
Gift of the Bridge: Related Drawings and Sculpture

Coinciding with the exhibition:
"Dream with Me: Drawings by Christopher
Wilmarth,"
at the Fogg Art Museum, Harvard University
April 5 - June 29, 2003

Gallery I: John Lees: Wisps
Gallery II: March Winds, April Flowers

Gallery I: Mildred Howard, Do We Have the Right
to Remain Silent
Gallery II: Duane Slick, Birth of Coyote

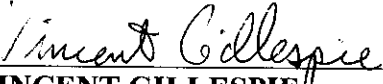
Mel Pekarsky, Coming to the Desert
Sam Messer, The Story of My Typewriter

January 4, 2003	Works in celebration of the recently released book of the same title written by Paul Auster and illustrated by Messer
October 26- November 30, 2002	<u>Dexter Lazenby: Recent Sculpture</u> <u>Jake Berthot: The Dark Paintings</u>
September 14 - October 19, 2002	<u>Harvey Quaytman (1937-2002)</u> <u>A Tribute to the Man and His Work, Four Decades</u>
June 8-August 3, 2002	<u>In the Spirit of Landscape VII</u>
April 27-June 1, 2002	<u>Joan Snyder: The Nature of Things</u>
March 16 - April 20, 2002	<u>Portraits, More than Skin and Bones,</u> <u>An Invitational Exhibition, including</u> <u>Duane Slick: Instructions of the</u> <u>Care and Use of White Space</u>
February 9-March 23, 2002	<u>Director's Choice: Albert York, Fifteen Paintings</u>
February 9-March 9, 2002	<u>Gallery I: Maureen Gallace, Recent Paintings</u>
January 5-February 2, 2002	<u>Gallery I: Gregory Amenoff, Recent Paintings</u> <u>Director's Choice:</u> <u>Porfirio DiDonna, Drawings from 1975</u> <u>2001 Exhibitions</u> <u>2000 Exhibitions</u> <u>1999 Exhibitions</u> <u>1998 Exhibitions</u>

CERTIFICATE OF SERVICE

I hereby certify that on this eight day of December, 2003, a true and correct copy of plaintiff Vincent Gillespie's Motion for Continuance was mailed via first class mail, postage prepaid thereon, to Michelle Mangrum, attorney for the defendant at the following address:

Michelle Mangrum,
Shook, Hardy & Bacon, L.L.P.
Hamilton Square
600 14th Street, N.W., Suite 800
Washington, D.C. 20005-2004


VINCENT GILLESPIE
Plaintiff, appearing in pro per